THE DEPUTY CHAIRMAN: Let us hope that the Bill is passed along with the reservation extended to the House where you arc a Member and so am 1. Mr. Swaminathan, I will allow you after an announcement is made.

LEAVE OF ABSENCE

THE DEPUTY CHAIRMAN: I have to inform hon. Members that a letter has been received from Shri Banarsi Das Gupta, stating that due to his brain surgery for E.N.T, problem in A.I.I.M.S, on 18th November, 1996, he is unable to attend the House till 15th December, 1996. He has, therefore, requested for grant of leave of absence.

Does he have the permission of the House for remaining absent from the sittings of the House till 15th December, 1996?

(No. hon. Member dissented)

THE DEPUTY CHAIRMAN: Permission to remain absent is granted.

SHRIMATI RENUKA CHOWDHURY: Madam, we pray for his speedy recovery.

THE DEPUTY CHAIRMAN: We all pray for his speedy recovery. Now, Mr. Swaminathan, you can raise your problem.

RE. ARREST OF MS. JAYALALITHA, FORMER CHIEF MINISTER OF TAMIL NADU

SHRI G. SWAMINATHAN (Tamil Nadu): Madam, I submit with a heavy heart to make a presentation regarding the arrest of my leader, Dr. Jayalalitha, General Secretary of the AIADMK and former Chief Minister of Tamil Nadu on Saturday morning i.e., 7th December, 1996. This lady was arrested and then she was taken to a magistrate. She was put in a common cell. I am very sorry to say that she being the former Chief Minister, has not been shown a normal courtesy which would be shown towards a normal prisoner. Madam, she had not been given a bed. A blanket and an air-pillow were given to her and/ she was told that she has to lie on the floor in a common room. No facilities had been extended to her. She was asked to take common food and no special food was allowed to her. Madam, it is disheartening to see that even toilet facilities during night time are denied to her. This is a great humiliation to a former Chief Minister. My personal feeling is that the Government of Tamil Nadu want only trying to wreak vengence on the former Chief Minister of Tamil Nadu.

SHRIMATI MARGARET ALVA (Karnataka): Chief Minister. *(Interruptions)*

SHRI G. SWAMINATHAN: Madam, I feel that this is not a matter to be taken up only at the State level. We have also to think about it. If a successor Government is taking vindictive action against all those people who have held high positions—whoever they may be—if a successor Government is taking action against former Chief Ministers, Ministers and various others, if this is what is going to happen, where even normal courtesy is not. shown to them, I think this is something which we have to seriously think about at the national level. This is the first thing I would like to point out.

Madam, as you are aware, she was also a Member of this august House. This matter has caused concern among the people of Tamil Nadu, particularly, the womenfolk. They are feeling very much about this. I have risen here to highlight the humiliation which has been meted out to her.

There is another matter which I want to mention concerning Tamil Nadu. Now, in Tamil Nadu, pretrial arrests of a number of people are going on. As far as the lady is concerned, I do not want to go into the details of the cases that have been filed against her and about the anticipatory bail applications that were moved in the court, etc.

The only point I want to make here is about the case in respect of which she has been arrested now. This is a case regarding purchase of some colour television sets one year back. It is said that about Rs. 1,000—Rs. 1,500/- more per set was given and, therefore, the State Government had lost a certain amount. A case has been filed in that regard. Madam, the position is that this was taken up about a year back, as I said. A Committee was formed during the previous Government. That Committee went into the whole thing. They took a decision, the Committee took a decision. After the Committee took a decision, the matter went to the Finance Secretary and then to the Cabinet. In a routine way, it went to all the people concerned. Thereafter, the lady had signed it.

The point I want to emphasise here is that the FIR was Tiled five months bdek. During all these five months—the period after she had demitted office as the Chief Minister of Tamil Nadu—she was available for interrogation by the CBI-CID. She was always available. In one particular case, she was even interrogated. She was interrogated in her house. She being a lady, they said that they would go to her house and interrogate her there. The lady said that she was willing to be interrogated in her house; she even said that if they put pressure, she would be willing to go to the Commissioner's office and permit herself to be interrogated.

For five months the State Government did nothing. They did not take any action. They did not interrogate her. Now they have arrested her. This is a pre-trial arrest. After five months they say that they would require her to be kept in judicial custody so that they could interrogate her. I want to point out that this is something which they could have done much earlier. They could have interrogated her much earlier. They should have

done this much earlier. They have wantonly made this arrest with a view to humiliating her.

In this context, I would like to point out another thing. Some of the Ministers of the State Government and even some of the Ministers at the Centre have been saying about two-three months back that they would definetely have her arrested and kept in custody at least for a day in the Central Jail and that she would keep company with bed-bugs, cockroaches and mosquitoes. This was the kind of statement made by these leaders at public meetings and at various other places. I would say that they are wantonly doing all these things against the lady.

Not only this. Some of her Ministers have also been arrested. These pre-trial arrests are going on. Against some 15 former Ministers, chargesheets have been' filed. Chargesheet* have also been filed against some former Chairmen of State Corporations as well as against some former MLAs. This is what is going on. On the day of her arrest, about 30—40 senior leaders of the AIADMK Party were arrested at various places; not only in Madras, but in many districts. These leaders have also been remanded to fifteen days' judicial custody. The Deputy General-Secretary of the AIADMK has also been arrested, for no fault of his. This kind of political arrests are going on in Tamil Nadu.

Madam, you are aware that AIADMK is one of the leading parties in Tamil Nadu. It is one of the leading opposition parties in Tamil Nadu. Thousands of people all over the State have been arrested and put in jail. What we feel is that this is a sort of political vendetta and victimisation.

If this sort of political vendetta goes on, most probably, democracy would not survive. If a successor Government resorts to vindictive arrests of the leaders of the predecessor Government and put them behind bars, for no fault of theirs, if leaders are going to be imprisoned in this manner, democracy cannot survive; democracy cannot survive, not only in Tamil Nadu, but in the country as a

whole. There has to be a proper functioning of the system. This is most important. This very important aspect I want to place before you.

In conclusion, I would like to make one or two points. I am not pleading for any kind of corruption. We in the AI—ADMK Party—myself and my colleagues—are second to none in this position. Whatever political position or Government position that comes to a person by way of election—he may be a Minister, Chief Minister, whatever it may be—it is a position of trust that is given, and then, as a trustee he has to function there and no corruption should be allowed for personal benefit. If anybody has enjoyed personal benefit and if it is found that he has earned money by curruption, we have no doubt that by the judicial process he can be indicted and he can be punished. But without allowing the judicial process if the Government is going to arrest him, we feel very bad about it.

Another thing is, it is the purpose of the Legislatures and Parliament to control the executive. So far, if there were any corruption charges against any Chief Minister, only a fact-finding commission or a commission of inquiry has been going into them. Nowadays the judiciary also has been going into them and we welcome it.

One more thing I would like to add is, we should not forget the overall position. Before I conclude I wish to say that what I personally feel, overall, is that Government will lose its credibility if the successor Government takes action against the predecessor Government and its Ministers. Government, in the eyes of the people, is Government. Whether it is the Central Government or a State Government, whether it is a previous Government or successor Government, in the eyes of the people it is only Government.- If the successor Government is going to say that the previous Government has been corrupt and tries to examine, with a magnifying lens, all the files that the Chief Minister or a Prime Minister or any Minister had signed and tries to find loopholes and if they have .to be hauled up, then, most probably, no decent person would like to enter politics hereafterwards, and everybody would be afraid of signing any paper because any paper can be questioned tomorrow as they do not know which paper would come up for questioning. Now, for that matter, even this paper has been signed by the Governor of Tamil Nadu also. But that doesn't mean that the Governor of Tamil Nadu is himsel' an accomplice in this because, it is signed by a Secretary, then by a committee, then by the Secretary, the Finance Secretary, then the Finance Minister, then the Chief Minister. Thereafter it goes to the Governor and the Governor also signs it. And you can't go into every file, the *vires* of it, the background of it. And what file you are signing and what the motive of it is, you will not be able to understand. Suppose, in good faith you sign a paper and if that is going to be taken up again along with all the files for scrutiny by the successor Government, then it will be a very big problem. So I personally feel that this is a matter which we have to go into. There should be some inbuilt method in the parliamentary process. All the leaders have to join together and they have to think what they should do regarding this matter. Otherwise how can this democracy survive under these conditions?

Madam, I personally thank you fot giving me .this opportunity. With a heavy heart I have raised this matter and I personally feel that this great humiliation heaped on her should not have been done, and the DMK Government has unnecessarily done this.

Thank you, Madam.

विपक्ष के नेता (श्री सिकन्दर बख्त): सदर साहिबा, वैसे तो मुल्क में काफी ऐसे हालात हैं जिन को कहा जा सकता है कि अफसोसनाक हैं बल्कि दर्दनाक हैं। अब तो पोलिटिकल विंडिक्टिवनेस इस हद तक पहुंच चुकी है कि कैसे किसी आदमी को जलील किया जा सकता है, उस के तरीके तलाश किए जाते हैं

जयललिता साहिबा को शनीचर को गिरफ्तार करना, गिरफ्तार करने के बाद एक मामूली कैदी की हैसियत से डालना, एक निहायत घटिया राजनीति की तरफ इशारा करते हैं और इस एक्सर्साइज के कोई मायने नहीं है कि चीफ मिनिस्टर साहब के कहने के बाद जयललिता साहिबा को कुछ सहूलियतें दी गयी हैं। अब सहूलियतें क्या दी गयी हैं, उस का कुछ जिक्र नहीं है अखबारात में, लेकिन यह कहना बिल्कुल गलत है, तमाम हिंदुस्तान के अंदर, तमाम स्टेट्स में इस सिलसिले में जेल रेगुलेशंस मौजूद हैं कि किसी एक्स-चीफ मिनिस्टर की गिरफ्तारी की शक्ल में उन के साथ क्या सलूक किया जा सकता है? किसी औरत को मामूली कैदियों के दरमियान डाल देना, जमीन पर सुलाना, उन्हीं बर्तनों में उसे भी खाना देना, वही खाना देना, वहां बाथरूम वगैरा की फैसिलिटी का न होना और आम कैदियों की तरह रखना इस कदर गंदी और इस कदर शर्मनाक सूरते हाल है कि इस की... सब्जतरीन मजम्मत करता हूं मैं। आप कानून का जो रास्ता है वह अख्तियार कीजिए, उसके रास्ते में मैं आना नहीं चाहता, लेकिन यह कहकर कहना चाहता हूं कि पोलिटिकल विंडिक्टिवनेस के आधार पर किसी को बेइज्जत करने की हद तक जाना यह बेहद अफसोसनाक, बेहद दर्दनाक सूरते-हालात है। हम पोलिटिकल विंडिक्टिवनेस को यहां तक खींचें कि जेलों में डालें, गंदगी के साथ डालें, एक जो कल तक बाइज्जत था उसको आज बेइज्जत करने में हमको तसकीन महसूस हो। इस बात को बिल्कुल कोई सेन्स नहीं और अभी भी मामूल नहीं, जैसा आज कहा गया है कि उनको स्पेशल क्लास फैसिलिटीज दी गई हैं, क्या दी गई हैं या नहीं दी गई हैं, इसका पूरा हवाला सामने आना चाहिए था।

मैडम, हमें तो लगता अब भी यह है कि खाली कागज या अखबार या कंबल भेज देना तो कोई फैसिलिटीज नहीं है। क्या अब भी वह अर्डिनरी किसी जेल सेल में हैं? क्या उनके बाथरूम की फैसिलिटी अलहदा है, जो कि किसी भी महिला के लिए जरूर होनी चाहिए? ऐसा कुछ किया गया है या नहीं किया गया है? मैं सब्जतरीन मजम्मत करता हूं, जो यह सलूक तमिलनाडु गवर्नमेंट ने जयललिता के साथ किया है, उसका।

"नीता ओ दो दी दل "شری سکندر بخت":
صدر صاحبہ۔ ویسے تو ملک میں کافی ایسے
حالات ہیں جن کو کہا جا سکتا ہے کہ افسوسناک
ہیں بلکہ دردناک ہیں۔ اب تو پالیٹیکل وِنڈکٹیونس
اس حد تک پہونچ چکی ہے کہ کیسے کسی آدمی
کو ذلیل کیا جا سکتا ہے۔ اسکے طریقے تلاش
کر لیے جاتے ہیں۔

جے للتا صاحبہ کو سینچر کو گرفتار کرنا۔
گرفتار کرنے کے بعد ایک معمولی قیدی کی
حیثیت سے ڈالنا۔ ایک نہایت گھٹیا راجنیتی
کی طرف اشارہ کرتے ہیں۔ اور اس ایپسوڈ کے
کوئی معنی نہیں ہیں کہ چیف منسٹر صاحب کے
کہنے کے بعد جے للتا صاحبہ کو کچھ سہولتیں دی
گئی ہیں۔ اب سہولتیں کیا دی گئی ہیں۔
اس کا کچھ ذکر نہیں ہے اخبارات میں۔ لیکن
یہ کہنا بالکل غلط ہے۔ کہ تمام ہندوستان
کے اندر۔ تمام اسٹیٹس میں اس سلسلہ میں
جیل ریگولیشنس موجود ہیں۔ کہ کسی لیکن
منسٹر کی گرفتاری کی شکل میں ان کے ساتھ کیا
سلوک کیا جا سکتا ہے۔ کسی عورت کو معمولی
قیدیوں کے درمیان ڈال دینا۔ زمین پر
سلانا انہی برتنوں میں اسے بھی کھانا دینا
وہی کھانا دینا۔ وہاں باتھروم وغیرہ کی

مذمت کرتا ہوں۔ جو یہ سلوک تمل ناڈو گورنمنٹ نے جے للتا کے ساتھ کیا ہے اسکا۔ "ختم شد"

SHRI VAYALAR RAVI (KERALA): Madam, I associate myself with the sentiments expressed by my colleague, Mr. G. Swaminathan. I do not know Ms. Jayalalitha personally, and she does not know me. I am one of those who watch the Tamil Nadu politics closely. I have always disagreed with the way in which she has functioned. I still hold my disagreement with her functioning. I have nothing to praise about her functioning as the Chief Minister of Tamil Nadu.

But, at the same time, I believe that the present Government is acting in the worst manner, and it has surpassed her actions. This is the point I am making. It is true that everybody is equal before law, but not everybody is equal in the eyes of the Jail Manual and ther Jail Rules, There are "A", "B" and "C" classes of prisoners. This itself shows that there is a classification of the prisoners. This is the basic question. We cannot take the plea that everybody is equal before law. Here is a case of Ms. Jayalalitha who is a former Chief Minister. Definitely she is a political personality. She is the leader of a political party. Nobody can minimise her importance or her political personality.

How should a political personality be treated in a jail? I agree that it is not a political case, but she is a political personality. My concern, is that, as Bakht Saheb has said, she has been kept as a prisoner. They have asked her to sleep on the floor even without a blanket during this winter. There is no toilet facility. There is a alluminium bowl, and there is a small pot of water with dirty water coming through Madras pipes. I am afraid that her life is in danger. The Government should protect her life. I rise to demand that this House should get an assurance from the Prime Minister that her life should be protected. Article 21 of the Contitution has imposed the duty on

فیسیلیٹی کا نہ ہونا اور عام قیدیوں کی طرح رکھنا اس قدر گندی اور اس قدر شرمناک صورتحال ہے کہ اس کی سخت ترین مذمت کرتا ہوں میں - آپ قانون کا جو راستہ ہے وہ اختیار کیجئے - اسکے راستے میں میں آنا نہیں چاہتا - لیکن یہ ضرور کہنا چاہتا ہوں کہ پالیٹیکل ورڈکٹیونیس کے آدھار پر کسی کو بے عزت کرنے کی حد تک جانا یہ بیحد افسوسناک - بیحد دردناک صورتحال ہے - ہم پالیٹیکل ورڈکٹیونیس کو یہاں تک کھینچیں کہ جیلوں میں ڈالیں - گندگی کے ساتھ ڈالیں - ایک جو کل تک باعزت تھا اسکو آج بے عزت کرنے میں ہم کو تسکین محسوس ہو - اس بات کا بالکل کوئی سینس نہیں اور ابھی بھی معلوم نہیں - جیسا آج کہا گیا ہے کہ انکو اسپیشل کلاس فیسیلیٹی دی گئی ہے - کیا دی گئی ہیں یا نہیں دی گئی ہیں - اسکا پوزیٹو جواب ہمارے سامنے آنا چاہیئے تھا - میڈم - ہمیں تو لگتا ہے کہ اب بھی یہ ہے کہ خالی کاغذ یا اخبار یا ناول بھیج دینا تو کوئی فیسیلیٹیز نہیں ہیں - کیا اب بھی وہ آرڈینری کی جیل سیل میں ہیں یا کیا انکو پاور کی فیسیلیٹی علیحدہ ہے - جو کسی بھی ہیومین کیلئے ضروری ہونی چاہیئے ایسا کچھ کیا گیا ہے یا نہیں کیا گیا ہے - میں سخت ترین

every Government, especially the Union Government, to protect the life of every citizen. Here is a political personality who has been put in jail, and she is being treated in the most uncivilised manner, uncultured manner. This former Chief Minister is being treated as being equal before law. This is very very unfortunate. It can happen not only to Ms. Jayalalitha but to others also. We may differ politically. The political differences are very strong. With all our political differences, there should be a human element. The lady is being treated in such an inhuman way. She is a patient. She has a lot of problems. I do not know what exactly they are, but the Press reports are quite disturbing. There are other prisoners also there. No lady guard has been posted in front of her room. Definitely she must be guarded 24 hours. She is not an ordinary prisoner.

SHRI V.P. DURAISAMY: He is misleading the House.

....(Interruptions)....

SHRI VAYALAR RAVI: I am not offending anybody. I am making only one point that Jayalalita is a former Chief Minister and she is under the 'Z' category of security. Here in the jail, there are different kinds of prisoners. We know what happens in jails. There is a lot of corruption there. Moreover, this jail has a bad reputation of people escaping.

There is no safety and there is np security in the jail. In such a situation \i is the duty of the Union Government to give protection to the life of the former Chief Minister, Miss Jayalalita. In her cell, there is no 24-hour watch. No proper food is being served to her. There is no proper clothing to lie down. There is not even a chair to sit on. Do you want this lady to stand up all the time or to sit on the floor? Madam, why does this jail manual say "class of prisoners A, B and C?" It means the jail authority itself wants to distinguish between prisoners. That is the law and that is the rule. Are we not to expect from the Government that is ruling Tamil Nadu to show some courtesy, some civilized behaviour in the name of democracy? It is behaving in an uncultured manner. It is the way to behave? It is so shameful. It is against the culture of this nation. This is not the way to treat a lady in such a shaby manner. It is showing vindictiveness and is having a vendetta by putting her in the jail. I believe by this process they have brought down their own prestige. So, Madam, I demand that the Prime Minister must give an assurance to this House that her life will be protected, Secondly that she will be given human facilities and will be treated in a humane manner, that being a political leader she must be given access to the media, that here health will be looked after and that she will be given better food. A basic difference has to be kept because she is not a convict. She is an accused in the eyes of the Government, she is not an accused in the eyes of the judiciary. So, she cannot be treated as a convict or a criminal. Only an accusation has been made against her and an FIR has been lodged. Considering all this and also considering that she was a former Member of this House and many of us knew her very well, the Prime Minister must give an assurance to this House that he would use his good offices with the Chief Minister, because that party Government is a partner of his own Government, and ensure that she is given protection and that the dignity of this lady win be kept, because she is a former Chief Minister. Moreover, the Prime Minister has got a Constitutional power. If the Chief Minister does not listen to him, let him use his authority. He should give an assurance to this House. If we do not take action today, we will repent one day. Thank you.

श्री एस॰एस॰ अहलुवालिया (बिहार): उपसभापति महोदय, मैं भारी मन के साथ श्री स्वामीनाथन जी के द्वारा जो सवाल उठाया गया है, जयललिता जी की गिरफ्तारी के बारे में। ....(व्यवधान))....

You finish first.

SHRIMATI RENUKA CHOWDHURY (ANDHRA PRADESH): I am not gossiping.

SHRI S.S. AHLUWALIA: I am addressing the Chair.

SHRIMATI RENUKA CHOWDHURY: The chair is listening.

SHRI S.S. AHLUWALIA: She can't listen to both.

THE DEPUTY CHAIRMAN: I can listen to ten Members' when you are speaking along with them and answer to all of you individually. Don't worry, I am listening.

श्री एस॰एस॰ अहलुवालिया: उपसभापति महोदया, मैं बड़े भारी मन से अपने साथी श्री जी॰ स्वामीनाथन जी के द्वारा जो सवाल उठाया गया है, उनके साथ अपने को जोड़ते हुए उनका समर्थन करते हुए आपके माध्यम से सरकार का ध्यान आकर्षित करना चाहता हूं

महोदया, ताजीराते-हिन्द का बेसिक कंसेप्ट है:—

"till the guilt is proved, everybody is innocent."

पर, आज हम क्या कर रहे हैं, उसकी तरफ देखने की जरूरत है। कोई भी एफ॰आई॰आर॰ लिखकर चला जाता है और आज राजनीतिक नेताओं के खिलाफ ऐसी द्वेष की भावना उठने लगी है कि समाचारपत्रों के माध्यम से उनके खिलाफ हर प्रकार का कुप्रचार किया जाता है। महोदया, बेल लेने के लिए जब कोई व्यक्ति जुडिशियरी के सामने पेश होता है तो उस समय दो चीजों को मद्देनजर रखा जाता है। एक तो यह है कि—

Accused would not flee away,from justice. The second is: he would not tamper with evidence.

महोदया, जयललिता को जेल में पहले डाल दिया गया और उनके खिलाफ प्रूफ जुटाने के लिए , केस को मजबूत बनाने के लिए कागजात की तलाशी बाद में शुरू की गई। पहले तो घर के कस्टोडियन को उठाकर जेल में बंद कर दिया और उसके बाद यह इन्वैस्टिगेटिंग एजेंसी क्या कर रही है, फैब्रिकेट कर रही है, टेंपर कर रही है, हमें नहीं मालूम महोदया, यह अत्यंत दुर्भाग्यपूर्ण है। इसीलिए मैं उनकी आवाज यहां उठाना चाहता हूं। महोदया, आने वाले दिनों में हम ऐसी परंपरा पैदा करने जा रहे हैं कि जनता की अदालत से जो आदमी जीतकर आता है, उसको अब तक सर्वोपरि माना जाता है लेकिन अब सरकारी मुलाजिम उनके साथ क्या व्यवहार कर रहे हैं कि तुम तो 5 साल के लिए चुनकर आए हो, उसके बाद तुम्हारी कमर में रस्सी बांधकर मैं तुम्हें जेल में डाल दूंगा। मैंने सर्विस पाई है, मैं 58 साल तक राज करूंगा और तुम्हें जेल में डाल दूंगा। जो हम

Government of the people, by the people and for the people

कहते हैं, हम देख रहे हैं कि कांस्टीट्यूशन के तहत जो जीतकर आता है उसका हश्र यह हो रहा है। महोदया, यह जो गलत परंपरा शुरू हुई है, इस पर कहीं न कहीं अंकुश लगाने की जरूरत है।

महोदया, मैं बिल्कुल सहमत हूं बॉयलर रवि साहब की बातों से। महोदया, जेल मैनुअल में बड़े साफ लफ्जों में कहा गया है कि कौन कितना पढ़ा-लिखा हो, उसके हिसाब से कैटेगरी मिलती है यानी "ए" क्लास, "बी" क्लास या "सी" क्लास मिलती है। उसमें यह कहीं नहीं लिखा है कि इंडियन पीनल कोड के तहत किस जुर्म का मुजरिम है। इस कैटेगरी के लिए कोई ऐप्लीकेशन देने की जरूरत नहीं होती। वह जेलर को पता होता है कि किसको क्या स्टेटस देना है। इसके बावजूद एक भूतपूर्व मुख्यमंत्री के साथ ऐसा करना, यह सरासर अन्याय है, राजनीतिक स्वार्थ से भरपूर है। राजनीतिक बेईमानी से भरपूर है, राजनीतिक द्वेष से भरपूर है और इसके बाद भी यह प्रचार किया जा रहा है जो कुछ किया गया है, वह ठीक किया गया है।

महोदया, सभी लोग जानते हैं कि राजीव गांधी की जब हत्या हुई, लिट्टे के उग्रवादियों ने की, उसके पहले वहां की सरकार क्यों भंग की गई थी। महोदया, यह अफसोस की बात है कि उस राज्य में जिसने राष्ट्रीय ध्वज को जलाया, संविधान को जलाया, आज वे उस राज्य में राज कर रहे हैं, उनके ऊपर कोई केस नहीं चलता है और जिन्होंने राष्ट्रीय ध्वज की रक्षा की, राष्ट्रीय संविधान की रक्षा की, अपनी जान, इज्जत और आबरू सब खतरे में डालकर अपने देश की एकता और अखंडता की रक्षा करते हुए लिट्टे जैसे खतरनाक आतंकवादी संगठन से दुश्मनी ली और उसकी गतिविधियों को बंद करवाया, आज उनके खिलाफ केस चल रहे हैं और उन्हें जेल में डाला जा रहा है। यह बहुत दुर्भाग्यपूर्ण है। महोदया, ऐसी स्थिति में कोई भी व्यक्ति आने वाले दिनों में इस देश की एकता और अखंडता के लिए आतंकवादियों के खिलाफ आवाज नहीं उठाएगा। जब इंदिरा गांधी ने आवाज उठाई थी तो वे

मारी गईं, राजीव गांधी ने आवाज उठाई तो वे सरे-आम मारे गए। हम वापस नहीं ला सके उन्हें। उसी तरह से जयललिता को "जैड-जैड" कैटेगरी का खतरा है। आपने अगर इंक्वायरी करनी है तो जरूर करिए। इंक्वायरी करने के और भी बहुत से रास्ते हैं। जुडिशियरी जिस दिन कहेगी कि उनको फांसी चढ़ा देना है, फांसी चढ़ा दीजिएगा।

मैं उस मैरिट पर नहीं जाता। किन्तु जब तक उनके सारे ऐविडेंस प्रूव नहीं होते हैं, यह सारी चीजें प्रूव नहीं होती हैं उनको जस्टिस मिलने का जो अधिकार है वह जब तक खत्म नहीं होता, समाप्त नहीं होता है तब तक आपने जिस तरह से उनको जेल में डालकर पत्थर पर सोने को मजबूर किया है वह राजनीतिक द्वेष से भरा हुआ है। महोदया, जिसको तमिलनाडु की गरीब जनता अपने सिर पर उठाकर रखती थी और महारानी कहती थी, अम्मा के नाम से पुकारती थी, आज उसको पत्थर पर एक चादर बिछाकर मजबूर किया गया है लेटने के लिए। डबल जैड कैटेगरी का खाना टैस्ट होता है, पीने के पहले पानी टैस्ट होता है महोदया, मुझे संदेह है कि यहां की राज्य सरकार उन्हें जेल में डालकर उनका ट्रायल करके उनको सजा नहीं देना चाहती, पर एक षड्यंत्र के माध्यम से उनको जेल में सड़ाकर मार देना चाहती है। मैं आपके माध्यम से सरकार के मांग करता हूं कि सरकार आए और सरकार यहां पर वचन दे कि उनकी सारी सुरक्षा की व्यवस्था की जाएगी। आप कोर्ट में ट्रायल करके उनको जो सजा देनी हो वह दीजिएगा लेकिन जो अधिकार उनको प्राप्त है एक पौलिटिकल पार्टी की नेता के हिसाब से, अपने स्टेट्स के हिसाब से उस क्लास का डिवीजन देकर उनको जेल में रखा जाए। मैं यही मांग करता हूं।

महोदया, जेल में चार्ल्स शोभराज के कमरे में स्टडी टेबिल है, कम्प्यूटर है, टी०वी० है। अखबार मिलते हैं चार्ल्स शोभराज को और जिसको सजा होती है और आप उसी देश में हम यहां टैम्पिल आफ डेमोक्रेसी के नीचे बैठे हैं महोदया। मैं मांग कर रहा हूं कि टैम्पिल आफ डेमोक्रेसी के नीचे बैठकर कि यह न्याय कैसा है कि हमारी नाक के नीचे तिहाड़ जेल में चार्ल्स शोभराज जो एक खतरनाक मुजरिम है और जो सजा याफ्ता है, भारत सरकार ने उसको सारे बन्दोबस्त किए गए हैं और आज एक राजनीतिक प्रिजनर की आप इस तरह की अवहेलना कर रहे हैं जो राजनीतिक द्वेष से भरा हुआ है। महोदया, मैं आपके माध्यम से मांग करता हूं कि इसमें तुरन्त कार्रवाई की जाए और उनकी सुरक्षा की सारी व्यवस्था की जाए। धन्यवाद।

SHRI V. NARAYANASAMY: Madam,...

THE DEPUTY CHAIRMAN: Just a second. There is a mike which is on and which is disturbing. Please switch it off. I cannot hear. I am sure it is disturbing everybody., Shri Muthu Mani. ...*(Interruption)*... I will call you, Mr. Narayanasamy. I have got your name. I have got a number of names.

SHRI S. MUTHU MANI (TAMIL NADU): Madam Deputy Chairman, it is a clear case of political victimisation. In Tamil Nadu, a leader of the masses, an ex-Chief Minister of Tamil Nadu and our party General-Secretary, Puratchi Thalaivi, Dr. J. Jayalalitha, has been subjected to humiliation. The arrest of our leader and the subsequent treatment outside and inside the jail indicate that the arrest was pre-planned, only to settle political scores. Madam, the arrest of even an ordinary individual takes place only if he refuses to cooperate in the investigation or is likely to abscond. Our leader, an ex-Chief Minister of Tamil Nadu, extended full cooperation in the investigation, for, she had a clear heart. One Central Minister and one Minister of the Tamil Nadu Government have been making public statements in which they have stooped low to say that the jail is ready, full of mosquitoes, bed-bugs and cockroaches, for putting our leader inside. This clearly speaks of a sinister design and political vindictiveness.

Madam, through you, I would like to convey my personal feeling to all our colleagues and senior leaders of this House. Generally, if any allegation is made against an ex-Chief Minister of a State or the Ministers of a State who have been elected by the people of this nation, there should be a proper forum to find out whether there is any *prima foci** case or not. Only after finding that there is a *prima facie* case, even a criminal case

has to be registered. This is the customary thing we see. When some allegations are made, the Centre or the State Government may appoint some commission. But in this case, no commission has been appointed either by the Central Government or by the State Govenment, to enquire into the alleged allegations, made against our leader. I want to refer to one more case which is related to the point at issue. Even when the enquiry ordered by the Sarkaria Commission to go into the allegations made against the present Chief Minister found that there was a *prima facie* case against him, no complaint had been registered against the alleged accused, that is, the present Chief Minister of Tamil Nadu. On this occasion. I would like to say that my senior colleagues, Shri Va'yalar Ravi, the leader of our party in the House, Shri G. Swaminathan, and other Members have expressed the view that our leader, Ms. Jayalalitha, is in Z-category. Madam Deputy Chairman, as you know, her life is in danger. Inside the prison, the criminals charged under tada are lodged. I condemn the action of the State Government in arresting her and request that she should be released immediately and the Government of Tamil Nadu should apologise to our leader and to the people of Tamil Nadu. ...*(Interruption)*...

THE DEPUTY CHAIRMAN: Has she been arrested by the Government or has *ihe* been arrested under the order of the Court? *(Interruption)*

SHRI S. MUTHU MANI: There is no order of the court. ...*(Interruption)*...

THE DEPUTY CHAIRMAN: Is there no order of the court? The Government can't arrest an individual.

SHRI 3 MUTHU MANI: The action of the State Government has caused a lot of humiliation to a lady. Such sort of humiliation should be stopped forthwith. I request through you, Madam, that the hon. Prime Minister should come to the House to respond to the sentiments expressed by the Members of this House.

THE DEPUTY CHAIRMAN: Now, I am only confused whether the court ordered the arrest or it was ordered by some individual.

SHRI S.S. AHLUWALIA: There is no order. She had applied for anticipatory bail which was rejected.

SHRI SIKANDER BAKHT: Everybody is speaking about the treatment meted out to her.

THE DEPUTY CHAIRMAN: He said that the Tamil Nadu Government should release her. Can the Government release her or is it the court that has to release her?

SHRI SATISH AGARWAL: The court did not issue a warrant.

SHRI V. NARAYANASAMY (Pondicherry): Madam Deputy Chairman, I rise to speak on the issue raised by Shri G. Swaminathan about the arrest and detention of the former Chief Minister of Tamil Nadu, who is also the General Secretary of the AIADMK party. Madam, you are also fully aware of the fact that when the AIADMK Government was ruling in Tamil Nadu, we used to criticise that Government in this House. Madam, the way in which the D.M.K. Government, headed by Mr. Karunanidhi, the Chief Minister of Tamil Nadu, acted in arresting her, is deplorable. I would like to give two examples. On 6.12.96, the bail application filed by Jayalalitha, was dismissed by the court. On 7th morning, at 9.30 A.M., she was arrested by the police for her alleged involvement in the purchase of TVs. Madam, when the bail application is dismissed, a person has got a right to appeal. But the State Government acted in a hurried manner in arresting her. On Saturday, they arrested her and humiliated her. I would like to give another example. When the Congress Government was here in 1991, people had been allowed to bring foreign currency into the country by donation from abroad. Under the Amnesty Scheme, nobody was required to give the account of the source.

SHRIMAIT MARGARET ALVA: The Amnesty Scheme was announced by the then Finance Minister.

SHRI V. NARAYANASAMY: The Amnesty Scheme was announced by the Government. Charges were levelled against her by the police under that scheme and they wanted the CBI to enquire into the whole matter. But when the CBI informed them that there was no *prima facie* case against her, a Central Minister intervened to see that the case was reopened. It clearly shows that a case has been registered against her out of

political vendetta.

Apart from that, she is under the 'Z' category. She is a lady. There is a threat to her life from LTTE. Madam, the Madras prison is notorious for criminals going in and coming out. There is no security for her even in the jail. Therefore, Madam, there is an apprehension in the minds of the Members of Parliament about her safety because she was a former Chief Minister; she should be given full protection, as is given to the 'Z' category people. Madam, the Chief Minister of Tamil Nadu— he is a responsible person is every day issuing a statement to the Press giving out the details of the investigation done by the Police. The Chief Minister is issuing a statement. Is it the duty of the Chief Minister? The Chief Minister became partisan. He wanted to see that this lady went to jaO; that was the motive behind that action. Therefore, Madam, it is a clear case of political vendetta, and this is a design of the Chief Minister for eliminating his political opponents. This is deplorable.

THE DEPUTY CHAIRMAN: See, you are taking about the *'Z'* category security. I think when you make an allegation in this House, please substantiate it. But you are just alleging it. I would request *that...(Interruptions)...*

SHRI V. NARAYANASAMY: Madam, I have got two points. One is about arresting her without giving an opportutiny to her to file an apeal. That shows the political vendetta.

THE DEPUTY CHAIRMAN: You just said that it was rejected.

SHRI V. NARAYANASAMY: No. She was not given an opportunity to file an appeal. *...(Interruptions)...*

THE DEPUTY CHAIRMAN: I am just trying to clarify because I feel, let us in this House keep our responsibility, that she is in the 'Z' category, she is a lady, she is former Chief Minister of a State and if there is any ill-treatment subjected to her in the jail and she is not being treated properly, the House takes note of it and we speak about it and we bring it to the notice of the Government, whether it is the Central Government or the State Government.

SHRI V. NARAYANASAMY: Yes, Madam.

THE DEPUTY CHAIRMAN: But as far as the merit of the case, who is behind it or who is not behind it, is concerned, I would request you to confine yourself to the subject and not to discuss it on political lines....*(Interruptions)...*

SHRI V. NARAYANASAMY: Madam, I submit this to the House with full responsibility. Madam, if anybody challenges it, I am prepared to prove it. I submit. *...(Interruption)...*

THE DEPUTY CHAIRMAN: I am trying to call everybody, let him finish it.

SHRI V. NARAYANASAMY: Madam, as long as a case is filed, we are nobody to protect the former Chief Minister; if she is found involved, if, after a trial, the court comes to that conclusion, she can be punished. But, Madam, humiliating her and putting her to torture is unfortunate. She is suffering badly. Therefore, Madam, politics should not play a role in this.

I am saying this because the way the Chief Minister is acting shows that he desires to take revenge. I submit to the Central Government—^«e hon. Minister

is here—to give full protection to her, since she is under the 'Z* category, and the background of the past is that they had withdrawn the security given to her two months back. When the issue was raised in this House, they restored the security to her. Madam, that is the way the State Government is functioning. Therefore, her life will not be safe at the hands of the State Government which is controlling the Police authorities. Therefore, the Central Government should give protection to her. If the law will take its own course, let it take its own course. Thank you, Madam.

SHRI GURUDAS DAS GUPTA (West Bengal): Madam, I must submit at the beginning that, like other Members of the House, I also have great respect for the dignity of a woman. I believe that women should be treated in a dignified way wherever they are. Whether they are in public life or in a jail or in a hospital or in administration, the dignity of a woman has to.be respected.

Secondly, I must submit, Madam, that if it is a matter of security, and since she had been enjoying 'Z* category arrangements while functioning as a Chief Minister, or even after that, enough steps should be taken to protect her life even when she is in jail because there have been one or two cases when undertrial prisoners posed danger. There were one or two deaths while the' prisoners were under trial. Some such prisoners died in Kerala also.

Security for Jayalalitha is an important aspect because she has been made the target of LTTE militants. Thirdly, I submit that her status in jail, whether she is given 'A' class or *B* class or *C* class and whether she has been given a separate cell or she has been forced to live with other women prisoners in a common ward, should be decided on the basis of the norms set in the Jail Manual. I was in jail, Madam, on a number of occasions for political reasons. At least, on one occasion I was put among the criminals, but on other occasions I was treated as a political prisoner. I don't like to categories her as a political prisoner and, I hope, nobdoy here would also claim that it is so because she has not been arrested on poliitcal charges. She is a political personality. *(Interruptions)...*

SHRI S.S. AHLUWALIA: It is not a question of 'A' class or *B* class or *C class, as I explained to you, Madam. It is based on the status of the accused and not according to the Indian Penal Code.

SHRI GURUDAS DAS GUPTA: I am not going into that. *(Interruptions)...* Please listen to me. I am not going into that. What I am saying is that her status in jail should be according to the Jail Manual. I know that in jail people are given classification on the basis of educational qualifications, on the basis of the financial status of the family, on the basis of social status and everything is taken into consideration. I know that. Therefore, what I suggest is this. The way in which she has been lodged in jail should be according to norms. I don't know what they are. I had not been in Tamil Nadu. But it should be according to norms. While saying so I feel also to take part in the general discussion. It has been stated, Madam, that it was a case of political vendetta. Secondly, it has been stated that she had been arrested deliberately on a day that she did not get bail and no chance was given to move a bail application. It was stated. Madam, my point is this. If I am to accept this as a case of political vendetta or political harassment or political victimisation, I will have to dub the trying Magistrate as an instrument for carrying out the political victimisation. *(Interruptions)...*

SOME HON. MEMBERS: No, no. *(Interruptions)...*

SHRI GURUDAS DAS GUPTA: Let me say what I want to say. *(Interruptions)...* Let me say so. *(Interruptions)...* Let me say so. *(Interruptions)...*

SHRI &S. AHLUWALIA: Madam, he is twisting the facts *(Interruptions)...* Nobody said *that. (Interruptions)...*

SHRI GURUDAS DAS GUPTA: Madam, should I be allowed or not? *(Interruptions)...* Madam, should I be allowed or not? *(Interruptions)...* Let me make my point. *(Interruptions)...* In a democracy you have to be tolerant. *(Interruptions)...* Please listen to me. You don't accept it. *(Interruptions)...* Madam, my point is this. *(Interruptions)...*

SHRI G. SWAMINATHAN: The lady has been subjected to humiliation. *(Interruptions)...*

SHRU GURUDAS DAS GUPTA: Madam, should I be allowed to speak or not? *(Interruptions)...*

SHRI G. SWAMINATHAN: Our point is that proper facilities should be given to the lady. *(Interruptions)...*

SHRI GURUDAS DAS GUPTA: I agree. *(Interruptions)...*

श्री सिकन्दर बख्तः सदर साहिबा, जय ललिता जी के साथ जो सल्क किया गया, वह निहायत गन्दा है। अब इसको बढ़ाने से क्या फायदा?

†اشری سکندر بخت: صدر صاحبہ جے للتا جی کے ساتھ جو سلوک کیا گیا۔ وہ نہایت ہی گندہ ہے۔ اب اسکو بڑھانے سے کیا فائدہ۔

SHRI G. SWAMINATHAN: My contention is very simple. *(Interruptions)...* My contention is very simple. *(Interruptions)...*

SHRI GURUDAS DAS GUPTA: Madam Chairperson, if Madam Jayalalitha has been hasrassed, which is the. point we are discussing....*(Interruptions)...* I have also my point and I cannot be sidelined. *(Interruptions)...* I cannot be sidelined. *(Interruptions)...*

SHRI G. SWAMINATHAN: Madam, whether it is right or wrong...*(Interruptions)...*

†[Transliteration in Arabic script.]

SHRI GURUDAS DAS GUPTA: Madam, the fact is this. As many as seven anticipatory bail applications were rejected by different courts including the High Court. *(Interruptions).*

SHRI S.S. AHLUWALIA: He is wrong. *(Interruptions).* He does not know anything. *(Interruptions).* Madam, he is wrong. *(Interruptions).*

SHRI G. SWAMINATHAN: What is he saying? *(Interruptions).*

SHRI V. NARAYANASAMY: Madam, he is misleading... *(Interruptions).*

SHRI SIKANDER BAKHT: That is not the point. *(Interruptions).*

THE DEPUTY CHAIRMAN: Please.,. *(Interruptions).*

SHRI GURUDAS DAS GUPTA: Madam, let me conclude...(/nfOTH$_J$p-. *tions).*

THE DEPUTY CHAIRMAN: Just a minute. *(Interruptions).*

SHRI R. MARGABANDU: Madam, you^have called him to associate himself with this issue. *(Interruptions).*

THE DEPUTY CHAIRMAN: I cannot say that only you would speak. If anybody else wants to speak, I will allow him. Mrs. Alva's name is before me. How can I say that she cannot speak? I will have to allow *her.(Interruptions).*

SHRI G. SWAMINATHAN: Madam, you allow everybody. My limited point is about the humiliation caused to the former Chief Minister *(Interruptions).* That is the question which we are discussing.

THE DEPUTY CHAIRMAN: Exactly. *..(Interruptions).*

SHRI GURUDAS DAS GUPTA: Madam, the issue...*(Interruptions).*

श्री एस॰ एस॰ अहलुवालियाः देखिए, ऐसा मत कहिए। महोदया, एक इश्यू इस सदन में उठा है। यहां पर जो परम्परा रही वह यह है कि जब कभी भी कोई मुद्दा उठता है तो उसके एसोसिएशन में, उसके समर्थन

में लोग बोलते हैं। लेकिन अगर विरोध में भाषण होगा तो कल से सदन चलना मुश्किल हो जाएगा।

उपसभापतिः अहलुवालिया जी, इस तरह की ग्रैट हाऊस में नहीं दी जाती। ऐसा न कहिए।

श्री एस॰ एस॰ अहलुवालियाः जिस तरह से यह कह रहे हैं...(**व्यवधान**)... ये हमारी मनोभावनाओं से खेल रहे हैं।

उपसभापतिः एक मिनट, आप शांति से बैठिए हाऊस में। यह सवाल मैंने इसलिए पूछा है कि जयललिता जी के साथ जेल में दुर्व्यवहार हुआ। जो उनको जगह मिलनी चाहिए थी

For whatever reason she has been convicted, she has not been given the place which she should have got according to her status...*{Interruptions).*

All right, she has not been convicted. That is why, I want to set the things right. People should not get a wrong message from here. People should get a correct message. She has been arrested. That is why I wanted to be very sure whether she has been arrested by the police or by an order of a court or of a Magistrate. Let me hear it. *(Interruptions).*

SHRI R. MARGABANDU: Can I explain it?

THE DEPUTY CHAIRMAN: Just a minute. That is why I wanted to put everything in correct perspective. *(Interruptions).*

SHRI G. SWAMINATHAN: That is what I was saying. That is a pre-trial arrest...*(Interruptions)*... She has applied for an anticipatory bail...*(Interruptions)*...

SHRI GURUDAS DAS GUPTA: Madam, I want to submit...*(Interruptions).*

SHRI G. SWAMINATHAN: Madam, it is a pre-trial arrest...*(Interruptions).*

SHRI S.S. AHLUWALIA: It is not a pre-trial arrest...*(Interruptions).*

SHRI SIKANDER BAKHT: It is not a pre-trial arrest. *(Interruptions).*

SHRI G. SWAMINATHAN: She has been arrested merely for the purpose of ...*(Interruptions).* No trial has taken place and no FIR has been filed. *(Interruptions).* She has been taken to a jail for the purpose of investigation...*(Interruptions).*

SHRIMATI MARGARET ALVA: She has been arrested...*(Interruptions).*

THE DEPUTY CHAIRMAN: Let me hear... *(Interruptions).*

SHRI SATISH AGARWAL (Rajasthan): According to the indian criminal jurisprudence there is no limit put on filing anticipatory bail applications. One can file a dozen bail applications, one after the another. An anticipatory bail application means, in the event of his or her arrest by the police, he or she should be released on bail of Rs. 10,000 or Rs. 20,000 Rejection of an anticipatory bail application does not mean that he or she is under arrest. It is for the State Government or the police authorities to arrest him or her after the investigations are over or obtaining arrest warrant from a court. In this particular case, the things are very clear. On the 7th morning, at 4 a.m., she was arrested by the police without any arrest warrants from any Magistrate.

She has to be produced before a Magistrate. He remanded her to judicial custody. That is the procedure. She was arrested by the police not under aav warrant of arrest...*(Interruptions)*...

SHRI S.S. AHLUWALIA: It is at the initial stage of investigation...*(Interruptions)*...

THE DEPUTY CHAIRMAN: Just a minute... *(Interruptions)*... The simple question is that when a person is arrested for whatever reason, the person should be given due respect according to law. That is the simple question and I wish Members who speak, to confine themselves to it and not go beyond the brief and say that is political vendetta and the Chief Minister is doing this...*(Interruptions)*... Just a minute. We are not a court... *(Interruptions)*...

SHRIMATI MARGARET ALVA: It is political vendetta...*(Interruptions).*

SHRI V. NARAYANASAMY: They are using the police. Is this not political vendetta? The Chief Minister is going to the Press everyday...*(Interruptions)...*

THE DEPUTY CHAIRMAN: Just a minute. We are not sitting on the seat of judgment. We are not judging here. We do not want to stop the process of law anywhere. But while saying that, I want to protect the rights of people in this country. If we can do this through our Parliament, fine. They should not be illtreated. They should not be humiliated. That is the simple thing. But do not make allegations from here which may come in the way of the process of judgment. Please confine yourselves to the treatment... *(Interruptions)...*

SHRI V. NARAYANASAMY: When the Chief Minister behaves in a biased manner, what can we do?...*(Interruptions)...*

THE DEPUTY CHAIRMAN: I have seen in my lifetime what happened to Mrs. Gandhi. There were allegations made against her for stealing two chickens and four eggs. This is political vendetta.. . *(Interruptions)...*

SHRI GURUDAS DAS GUPTA: Let me conclude. Once again I say that we are for the dignity of women..*(Interruptions)...* we are for proper behaviour in the case of every person who is in jail as an under-trial or for per-trial or whatever it may be. But I shall definetely take into consideration, if any attempt is made to doubt or question the process of la w... *(Interruptions)...*

SHRI R.K. KUMAR: *No...(Interruptions)...*

SHRI GURUDAS DAS GUPTA: If any attempt is made to cast aspersions on the process of law and the judiciary...*(Interruptions)...*

श्री एस॰ एस॰ अहलुवालिया: ये सारे सदन को विभ्रांत कर रहे हैं। इनको पता नहीं है...(व्यवधान)...

इनको मालूम नहीं है ये क्या बोल रहे हैं। पूरा विभ्रांत कर रहे हैं। रांग इन्टरप्रेटेशन लगा रहे हैं... (व्यवधान)...

SHRI V. NARAYANASAMY: We are charging the Chief Minister for his partisan attitude...*(Interruptions)...*

SHRI GURUDAS DAS GUPTA: I have noted it down. The hon. Chairperson can look into the speeches. I am again saying that I am for dignity. I am for proper conduct. I am for proper norms. But if aspersions are cast on the judiciary...*(Interruptions)...* I have two last points. I shall definitely say that the political leadership of Tamil Nadu which is now in power should ensure that no behaviour on their part is interpreted or misinterpreted as an act of harassment. It is for them to look into it. This is very important. Lastly, I must say that political leaders—former Members of Parliament, present Members of Parliament, former Prime Minister, present Prime Minister, former Chief Minister—are not above law. Let the law take its course-... *(Interruptions)...*

5.00 P.M.

SHRI VAYALAR RAVI: Even CPI leader, Shri Omar AU, is above law, they have dismissed him. You dismissed Omar Ali. *(Interruptions)*

SHRIMATI MARGARET ALVA: Madam, I am not going into any legal merits and demerits nor am I adding to any kind of controversy. I do realise Mr. Gurudas Das Gupta's limitations today; being part of the Government they are very much required to defend it. so I am not even finding fault with him because I realise his limitations and his problems. So I will not blame him for anything though what he says half the time surprises us these days. Madam, I believe and I am saying this categorically, I have raised this before, the question of the security of an individual in this country. Madam, we do know that over the last few years, particularly, after the assassination of late Shri Rajiv Gandhi

the battle in Tamil Nadu against LTTE was fought by Ms. Jayalalitha as the head of the administration. She did everything possible to contain this menace and I think in that sense she did work for the protection of the interests of the country. Today she is in jail, Madam, put with common criminals. But what I am talking about is the history of the Madras Central Jail where some of the suspects in the assissination case had managed to escape because of corruption and lack of security in the Madras Central Jail. We know the conditions in that jail. Therefore, a special jail had to be created outside Madras for the detenues at that time who were involved with the assassination.

THE DEPUTY CHAIRMAN: And they ran away. Yes, we raise the issue in this House.

SHRIMATI MARGARET ALVA: Madam, a high security Jail was created separately. That was not Vellore Jail, that was another jail. Therefore today when you put her in the middle of this jail with no special security and no arrangement, we are inclined to believe that her security has been given a go-by by the State Administration and by the State Government. I am not putting any words into anybody's mouth. But this is clear from what we are hearing. She is eating common food cooked there, there is no security as far as the food given to her. You know, when it is 'Z' category, Madam, and I do not have to tell you, the type of precautions which lire normally taken. But all that is being denied and she is made to eat with everybody and we do not know whether there are LTTE people in that jail or sympathizers who are with her. This is the first point that I am making. This is causing great concern. Madam, the second thing I must say, and I am saying this with responsibility is that for the last few months in Tamil Nadu we have «en top bureaucrats arrested, political leaders arrested indiscriminately and everything that surprises us is happening in Tamil Nadu. Madam, I am not holding a brief for corruption. Let us fight it out. But don't think that just because there is a change of Government, anybody who took decisions, anybody who acted or functioned in that Government is supposed to land up in jail. Madam, my colleagues said it, since you have objected to it, I will not say it.

THE DEPUTY CHAIRMAN: I did not object to it. I am only saying, let us not make allegations which will spoil the case.

SHRIMATI MARGARET ALVA: Madam, I am not saying anything. As you have said, we should avoid it and I am going by your guidelines. You just read the papers. Everyday statements are made by political leaders saying that so and so will go to jail, so and so must be behind bars, so and so will be put in jail in Tamil Nadu. They are all responsible people. I do not know who are saying this. Madam, when Ministers at the Centre or at the State keep making these statements repeatedly, what is the impression that is caused? If a Judge of the High Court passes an order, Madam, we are all bound by it. We may go in appeal, we may fight a political battle. But this trial through newspapers, every evening, responsible people in the Press say that we have found this and we have found that, we are doing this and we are doing that. Madam, you are condemning somebody even befoe the trial has taken place because the whole system thinks that the person is guilty. The third thing is—and I wish to say this without any hesitation^-about what has already been said and I would like to say that again. You first arrest a person. After the arrest, you raid him and then try to find evidence against him. It is common justice that when you raid a person, the person concerned must know what you are taking away. There has to be his presence so that he would know what you are planting, what you are taking away, what you are listing, etc. The person concerned must know all these things.

You just enter a house, take away somebody from the house and then say, "I found this; I found that, etc." I think ths is wrong under the common law and also under common justice. The peson concerned should have been present. Let the raids take place. Let the lawyers be there. Let somebody be there, at least. Otherwise, we don't know what was taken away, what was planted or what was being investigated, after the person concerned was picked up without the order of a court. I do want to say that I join them. Let us fight corruption. ...*{Interruptions)* ... Gurudasji, I agree with you that nobody is above the law. Nor is Laloo. Nor is the Chief Minister of Assam.

SHRI GURUDAS DAS GUPTA: Nor is Narisimha Raoji.

SHRIMATI MARGARET ALVA: That is why he is going to the court ...*{Interruptions)* ...

SHRI GURUDAS DAS GUPTA: Since you have referred to Mr. Laloo, I mentioned Mr. Rao's name ...*{Interruptions)* ...

SHRIMATI MARGARET ALVA: Madam, I agree with him. That is why Narasimha Raoji has the courage to face the court to prove his innocence. He will prove his innocence where he has to.

SHRI GURUDAS DAS GUPTA: Like that, Ms. Jayalilitha would also have gone to the court ...*{Interruptions)* ...

SHRIMATI MARGARET ALVA: Exactly ... *{Interruptions)* ...

SHRI GURUDAS DAS GUPTA: If Laloo is indeed guilty, he should be punished ... *{Interruptions)* ...

SHRI S. S. AHLUWALIA: But Mr. Laloo is saying that he will continue as the Chief Minister of Bihar even if he is in the Patna Jail and continue to sign the Government files ... *{Interruptions)* ...

SHRIMATI MARGARET ALVA: Why did you not raid Laloo with all the evidence that you have? Why did you not raid the Chief Minister of Assam with all that evidence? ... *{Interruptions)* ... Evidence is there. You could have arrested them. Why did you not do that? ... *{Interruptions)* ... I am asking you: Why did you not arrest Mahanta? Arrest him. Why did you not arrest Laloo. Arrest him. Raid their premises and arrest them and show that the law is the same, whether it is for them or for Jayalalitha ... *{Interruptions)* ...

SHRI GURUDAS DAS GUPTA: Madam, when she was the Minister in charge of the CBI, the greatest number of violations took place.

SHRI MARGARET ALVA: Yes, transfers took palce ... *{Interruptions)* ... Madam, he is talking today because of some Bengali cliques, briefing him behind the scenes. Mr. Gupta, we know everything. Don't tell us. We know what you are up to. We will expose you it you don't ... *{Interruptions)* ...

Madam, I realise that political battles had to be fought. But they have to be fought not in the manner in which they were being fought. I am, therefore, joining the others in pleading that the security and dignity of Ms. Jayalalitha has to be kept, as has been said, as per the court manuals. I would plead that we at least have the courage to go to Tamil Nadu and see as to what is happening there in her case. We will visit her and find out the way in which the Tamil Nadu Government behaved with her.

Thank you, Madam.

THE DEPUTY CHAIRMAN: Now, Shri Margabandu. I have three more names and these names will be final. I think enough is said and *{Interruptions)* ...

SHRI R. MARGABANDU: Madam Deputy Chairman ... *{Interruptions)* ...

SHRI SATISH AGARWAL: Madam, what is the response of the Government on this issue? Is the discussion going to be one-sided?

THE DEPUTY CHAIRMAN: On a matter like this, the Government does not respond ... *(Interruptions)* ...

SYED SIBTEY RAZI: Please allow me for a second.

THE DEPUTY CHAIRMAN: I have already called Mr. Margabandu.

SHRI SATISH AGARWAL: Madam, the hon. Chairman has permitted the issue. You have also permitted the issue to be raised at 4.00 p.m. It is more or less an item on the agenda.

THE DEPUTY CHAIRMAN: No, it is not.

SHRI SATISH AGARWAL: Madam, after the permission is granted, it will be more or less an item on the agenda.

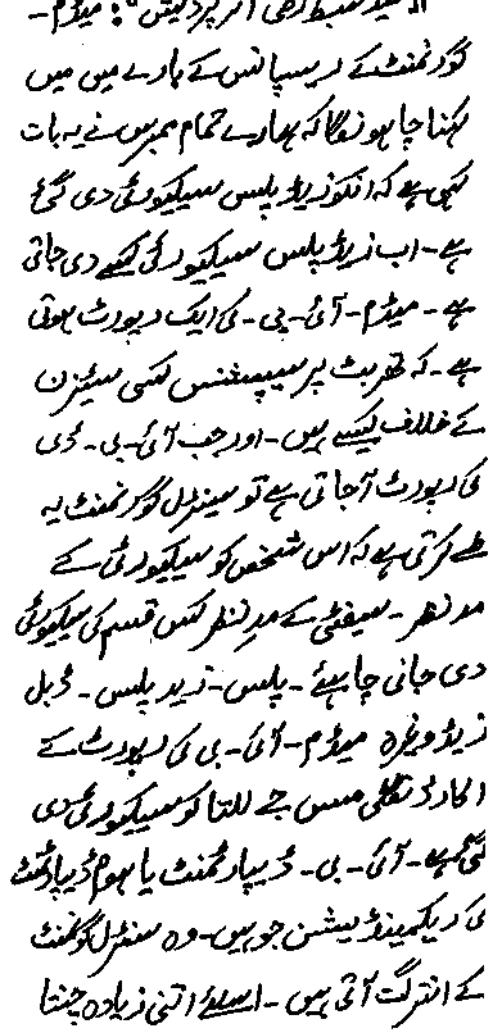
THE DEPUTY CHAIRMAN: It is a mention during the Zero Hour. On matters raised during the Zero Hour, I don't think the Government could be asked to respond.

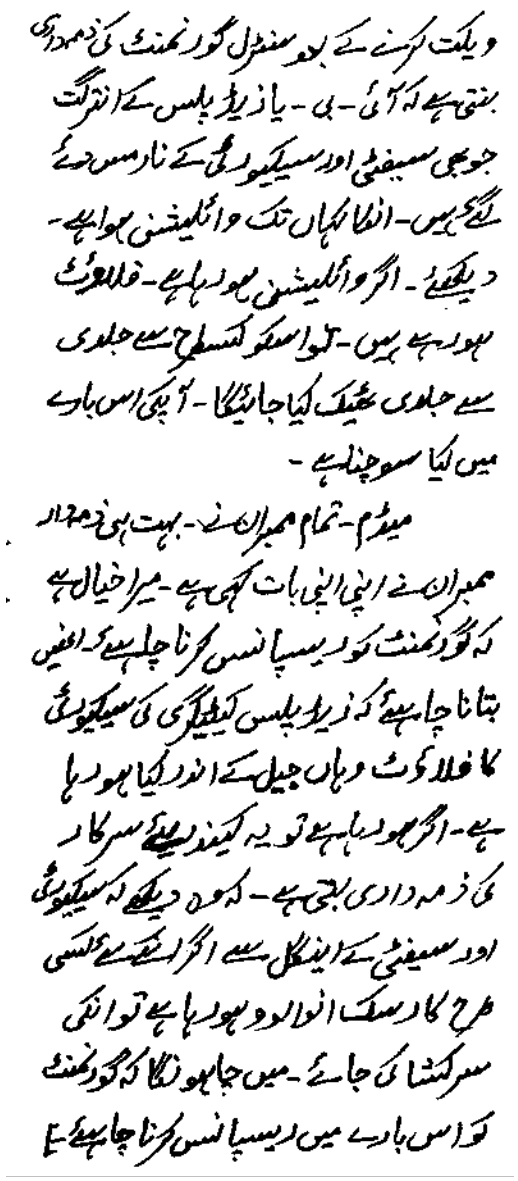
SHRI SATISH AGARWAL: Madam, the Parliamentary Affairs Minister is here. It is a very sensitive issue and there is a lot of social tension in Tamil Nadu. Therefore, please call the Prime Minister.

सैयद सिब्ते रज़ी (उत्तर प्रदेश): मैडम, गवर्नमेंट के रिस्पांस के बारे में मैं कहना चाहूंगा कि हमारे तमाम मेंबर्स ने यह बात कही है कि उन को जेड प्लस सेक्युरिटी दी गयी है। अब जेड प्लस सेक्युरिटी किसे दी जाती है? मैडम, आई०बी० की एक रिपोर्ट होती है कि थ्रेट परसेप्शंस किस सिटीजन के खिलाफ कैसे हैं और जब आई०बी० की रिपोर्ट आ जाती है तो सेंट्रल गवर्नमेंट यह तय करती है कि इस शख्स को सेक्युरिटी के मद्दे नजर, सेफ्टी के मद्दे नजर किस किस्म की सेक्युरिटी दी जानी चाहिए — प्लस, जेड प्लस, डबल जेड इत्यादि। मैडम, आई०बी० की रिपोर्ट के एकोर्डिंग्ली मिस जयललिता को सेक्युरिटी दी गयी है। आई०बी० डिपार्टमेंट या होम डिपार्टमेंट की रिकमण्डेशन जो है, वह सेंट्रल गवर्नमेंट के अंतर्गत आती है, इसलिए इतनी ज्यादा चिंता व्यक्त करने के बाद सेंट्रल गवर्नमेंट की जिम्मेदारी बनती है कि आई०बी० या जेड प्लस के अंतर्गत जो भी सेफ्टी और सिक्योरिटी के नार्मस दिए गए हैं उनका कहां तक वायलेशन हुआ है, देखे। अगर वायलेशन हो रहा है, फैलाउट हो रहे हैं, तो उसको किस तरह जल्दी से जल्दी ठीक किया जाएगा? आपकी इस बारे में क्या सूचना है?

मैडम, तमाम मैम्बरान ने, बहुत ही जिम्मेदार मैम्बरान ने अपनी-अपनी बात कही है। मेरा ख्याल है कि गवर्नमेंट को रेस्पोन्स करना चाहिए। उन्हें बताना चाहिए कि जेड प्लस केटेगरी की सिक्योरिटी का फ्लाउट वहां जेल के अंदर क्या हो रहा है? अगर हो रहा है, तो यह केन्द्रीय सरकार की जिम्मेदारी बनती है कि वह देखे कि सिक्योरिटी और सेफ्टी के एंगिल से अगर उनके लिए किसी तरह का रिस्क इन्वोल्व हो रहा है तो उनकी सुरक्षा की जाए। मैं चाहूंगा कि गवर्नमेंट को इस बारे में रेस्पोन्स करना चाहिए।

सैयद सिब्ते रज़ी (उत्तर प्रदेश): मैडम, गवर्नमेंट के रिस्पांस के बारे में मैं कहना चाहूंगा कि हमारे तमाम मेंबर्स ने यह बात कही है कि उन को जेड प्लस सेक्युरिटी दी गयी है। अब जेड प्लस सेक्युरिटी किसे दी जाती है? मैडम, आई०बी० की एक रिपोर्ट होती है कि थ्रेट परसेप्शंस किस सिटीजन के खिलाफ कैसे हैं और जब आई०बी० की रिपोर्ट आ जाती है तो सेंट्रल गवर्नमेंट यह तय करती है कि इस शख्स को सेक्युरिटी के मद्दे नजर, सेफ्टी के मद्दे नजर किस किस्म की सेक्युरिटी दी जानी चाहिए — प्लस, जेड प्लस, डबल जेड इत्यादि। मैडम, आई०बी० की रिपोर्ट के एकोर्डिंग्ली मिस जयललिता को सेक्युरिटी दी गयी है। आई०बी० डिपार्टमेंट या होम डिपार्टमेंट की रिकमण्डेशन जो है, वह सेंट्रल गवर्नमेंट के अंतर्गत आती है, इसलिए इतनी ज्यादा चिंता व्यक्त करने के बाद सेंट्रल गवर्नमेंट की जिम्मेदारी बनती है कि आई०बी० या जेड प्लस के अंतर्गत जो भी सेफ्टी और सिक्योरिटी के नार्मस दिए गए हैं उनका कहां तक वायलेशन हुआ है, देखे। अगर वायलेशन हो रहा है,





SHRI R. MARGABANDU (TAMIL NADU): Madam Deputy Chairperson, we bow before the judiciary. We are not challenging the judiciary at all. Now, seven anticipatory bail applications came before the High Court of Madras and all the anticipatory bail applications were dismissed on Friday at about 1.00 p.m. After the anticipatory bail applications were dismissed, a request was made by the counsel seeking an order of the court not to arrest here for ten days. The Judge informed the public prosecutor for CBI and CBCID not to effect the arrest for few days. The next two days being Saturday and Sunday, happened to be holidays. "Don't effect the arrest till Monday", he said. This was the oral advise given by Judge, Shri Sivappa. But what happened was this. On the next day, which was Saturday, she was arrested. Now, according to the principle of natural justice, when she doesn't get justice in one court, she has a right to appeal in the Supreme Court. But no appeal could be filed on Saturday and Sunday. Any appeal could, at best, be filed only on Monday. But disregarding the order of the court, disregarding the advise of the High Court, the arrest was effected. I am leaving this matter for consideration of this august House to see as to what the intention behind all this is. I wouldn't go beyond that.

Then, Madam, it is not a court* order for arrest. While pronouncing the judgment, the Judge, Shri Sivappa, quoted as to what the ingredients of an investigation are. The ingredients of an investigation are that arrest is also one thing. This is what he said. The judge did not say that she should be arrested. But what is meant by arrest? When can an arrest be effected when the case is in the investigation stage? The arrest can be effected if the person is not available for interrogation or investigation. In this case, it doesn't arise because even about five months back when she was shown as the first accused in the FIR, even now no chargesheet had been filed. She was available for five months. She was interrogated in other cases also. She openly made a statement that she was available there and that she did not want to run away to any other place, except that she made one trip to Delhi for tendering evidence before the Jain Commission. On all other days, right from the day she was dethroned, she was only in Madras. For these five months, she could have been interrogated. Only if

there was an impression that she was running away from that place to avoid investigation and interrogation, her liberty could have been curtailed and she could have been arrested and detained for interrogation. The other point is, if there is an apprehension of her tampering with the documents....

THE DEPUTY CHAIRMAN: I am sorry. We are not discussing her arrest. I am not sitting here in judgment whether her arrest is right or wrong. I am not the competent authority for that. My limited job in allowing this to be raised here is whether the lady is being treated according to her right or not. that is the limited scope of discussion here. We are not discussing what the procedure, etc. should be I am not the one to comment on it. And this House is not competent enough to talk about it.

SHRI R. MARGABADHU: In case there is any apprehension of tempering with the witnesses, then the arrest can be effected. This is a case in whihc without arresting her, the case can be investigated, chargesheet can be filed and the trial can be had. Madam, here I would like to say one thing. There is no direction from the High Court also that. Cases are put up and persons are arrested for one case: and they are detained for 60 days; no chargesheet is filed. Then, in another case, they are arrested. Now it is a prolonged matter, one case after another for four or five months the persons are kept detained. This is the way in which it is being done. I don't go beyond that also.

Then, Madam, I would like to say something about the Jail Manual. As per the Jail Manual, the remanding Magistrate are duty-bound to give a proper class to a prisoner even when he is remanded. So, it has not been followed here. As was spoken by so many learned members, here, no class was given to her for one day. I am not going deep into it. Only after there was some concern over that in the entire Tamil Nadu, that she was given a special catergory. Madam, all decisions are taken by the Government. This is a case in which the cabinet of the Tamil Nadu Government had taken a decision to purchase TVs. It was a cabinet decision by which some officers had purchased TVs and it is not the case that the officers.....

THE DEPUTY CHAIRMAN: Shall I call other names?

SHRI R. MARGABANDU: Yes, Madam.

SHRI G. SWAMINATHAN: Madam, I would request the hon. Prime Minister or the Minister present here to give some assurance that some protection would be given to her life.

....(Interruptions)....

THE DEPUTY CHAIRMAN: Let Mr. Malkani put forth his views.

SHIR G. SWAMINATHAN: Madam, there should be some assurance from the Government.

SHRI K.R. MALKANI (DELHI): Madam Chairperson, I rise to associate myself with the sentiments expressed by all the memebrs of the house, except one.

THE DEPUTY CHAIRMAN: Now you don't know that there might be others also. I have some more names.

SHRI K.R. MALKANI: Madam, I rise to make only two small points. The fact that this arrest was effected on a Saturday shows that the whole action was *mala fide* and dishonest. This is not the first time that it has happened.

SOME HON. MEMBERS: No, no.

SHRI K.R. MALKANI: They know that a person will have to spend at least a couple of days in jail. This is the intention.

Number two, after the arrest, her house was searched and the Press has spread the news that twenty kilograms of gold and silver were found from her house. Number one, if (he authorities,

police or whoever it be, were, honest, they could have said how much gold and how much silver may be, it is one kilo of gold and 19 kilograms of silver. Did they take a weighing machine with them to weigh this gold and silver.?

THE DEPUTY CHAIRMAN: Mr. Malkani, I am not going into it. This is not our job .....*(interruptions)*....

SHRI K.R. MALKANI: This is the way she is being defamed. This is the point..... *(Interruptioins)*...

SHRI GURUDAS DAS GUPTA: Mr Malkani, you have to....

SHRI K.R. MALKANI: You see, in any upper-middle class family of India, you will find a kilo or half of gold and a few kilograms of silver. .What is unusual about it? She belongs to a very good family—upper-middle class family—she has spent all her lifte in film industry. What is unusual about it? I have a feeling that history is going to repeat itself. When the then Government arrested Mrs. Gandhi, she became popular, public sympathy went to her. The same thing is going to happen here. The whole thing is going to be couter-productive for the Government. Those whom gods wish to destroy, they first, drive mad. I think the Government agencies, whether in Delhi or in Madras, had gone mad to treat Jayalalithaji the way they had. Thank you very much.

SHRI V.P. DURAISAMY (TAMIL NADU): Madam Deputy Chairman, Thank you. I am not in a position to counter anybody. Being a Member of this House I must put forth the correct view to the Chair. First of all, the former Chief Minister of Tamil Nadu had moved the High Court for getting anticipatory bail some months back. She had filed anticpatory bail application quoting seven cases and then die Madras High Court rejected it in all the seven cases. *(Interruptions)* I will take responsiblity for whaterve I am saying. I am relying upon ...*(Interruptions)*.... When I have not disturbed them, they also should not disturb me. The petition was dismissed by the Madras High Court. ...*(Interruptions)*.... Please do not make personal comments. The former Chief Minister of Tamil Nadu then went to the District Court where she filed seven more petitions, separately for each case. All the seven applications were dismissed by the hon. District Judge. ...*(In terrup tions)*....

SHRI R.K. KUMAR (TAMIL NADU): It would be decided by the court of law. *(Interruptions).*

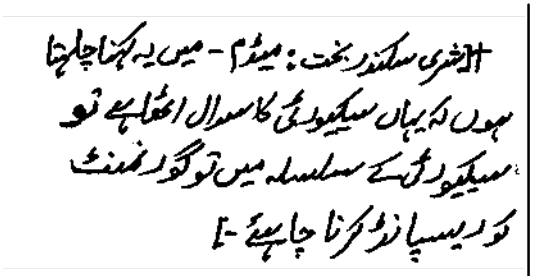
SHRI V.P. DURAISAMY: then the former Chief Minister appealed before the High Court of madras. The applications on all the seven cases were dismissed for the second time. The Madras High Court judges have observed, while dismissing all the petitions, that if necessary, the Government can arrest her. This is the wording. *(Interruptions).* If the Chair permits, I will produce the judgement copy tomorrow. *(Interruptions).*

SHRI R.K. KUMAR: I would request the Chair to ask him to produce it. *(Interruptions).*

SHRI V.P. DURAISAMY: It has nothing to do. *(Interruptions).* The Government has taken into account all the facts. First class facilities have been extended two days back. Necessary security is also being provided by the Government. That is all, Madam.

THE DEPUTY CHAIRMAN: Now the matter is closed. *(Interruptions).* I now call Dr. Y. Lakshmi prasad on some other matter. *(Interruptions).* There are other matters also. This is not the only matter. *(Interruptions).* See, we have spent more than an hour. It is enough. There are other matters in the country. *(Interruptions).*

श्री सिकन्दर बख्त: मैडम, मैं यह कहना चाहता हूं कि यहां सिक्योरिटी का सवाल उठा है तो सिक्योरिटी के सिलसिले में तो गवर्नमेंट को रिस्पांड करना चाहिए।



SYED SIBTEY RAZI: At least the Government should give some response. So many things have been said here, let us know from the Government what the exact position is and how they are going to take it up with the State Government. *(Interruptions).*

SHIR GURUDAS DAS GUPTA: I also feel that the Government should respond. *(Interruptions).*

THE DEPUTY CHAIRMAN: No conditions, If other Ministers here, on behalf of the Government or the Parliamentary Affairs Minister, volunteer, they can say something.

THE MINISTER OF PARLIAMENTARY AFFAIRS (SHRI SRIKANT JENA): So far as the security to Ms. jayalalitha is concerned, whatever she is eligible to accourding to law, from the Government-side, I can assure you, would be provided to her within the jail. That is the responsibility of the State Government. We can certainly convey whatever has been said here to the Home Minister and necessary action will be taken.

SHRI G. SWAMINATHAN: It is not given in Tamil Nadu. You have given security but that has not been given there.

It is all right that you have given security to the lady. ...*(Interruptions)*.... It has already been given, but that has not been followed by the State Government there ...*(Interruptions)*....

THE DEPUTY CHAIRMAN: One second, please.

SHRI G. SWAMINATHAN: The simple point is that the Home Minister has given an order; the Prime Minister has assured security; the order has been passed by the Home Minister; it has been forwarded to the Government of Tamil Nadu to give security, but the Tamil Nadu Governemnt is not giving vehicles; they are not giving *bhatta* to those people. When she comes to Delhi, the security is there. But, when she goes back to Tamil Nadu, the security is not there. Even now there is no security. ...*(Interruptions)*.... Our worry is that her life is at stake. This is what we are repeatedly saying. ...*(Interruptions)*....

THE DEPUTY CHAIRMAN: Let him answer, please.

SHRI SRIKANT JENA: Madam, off hand I cannot react on this. I will certainly convey the feelings of the hon. Members to the Home Minister. ... *(Interruptions)*....

THE DEPUTY CHAIRMAN: Now it is okay. ...*(Interruptions)*....

SHRI G. SWAMINATHAN: We want the Minister to take up this matter with the Prime Minister. ...*(Interruptions)*.... He should give us an assurance. Otherwise, we are feeling very bad of it. ...*(Interruptions)*.... He should give an assurance.

SHRI SRIKANTA JENA: Madam. I assure the hon. Member that I would convey his feelings to the Home Minister. ...*(Interruptions)*....

SOME HON. MEMBERS: He should give us an assurance.

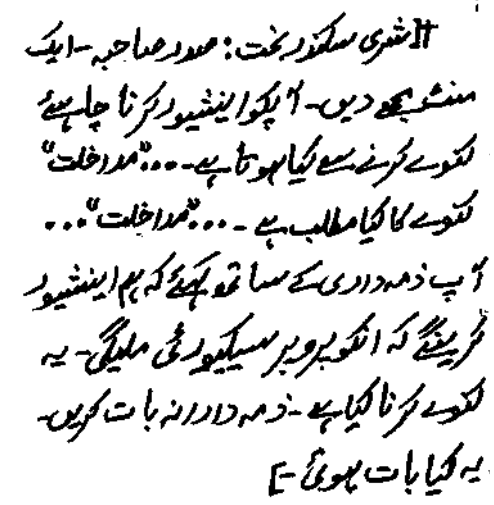
THE DEPUTY CHAIRMAN: But, he is not the Home Minister. ...*(Interruptions)*....

SHRI G. SWAMINATHAN: The Prime Minister should give an assurance. ...*(Interruptions)*.... If the hon. Minister is not giving us an assurance on behalf of the Government, then the Prime Minister should come and assure us. ...*(Interruptions)*.... Madam, I would like to know as to why he cannot assure on behalf of the Governemnt that necessary action would be taken with regard to her safety.

SHRI SRIKANTA JENA: I have already said that the decision of the Home Minister has already been conveyed to the Government of Tamil Nadu. The hon. Member says that it has not been implemented. That is why I can only assure him that I would certainly convey his feelings to the Home Minister. ... *(Interruptions)*....

THE DEPUTY CHAIRMAN: That is too much. ...*(Interruptions)*. That is very bad. Now, let me take up other work. ...*(Interruptions)*.... That is enough, enough, enough. I have got other Business also. ...*(Interruptions)*.... Go back to your seats. Your leader is speaking; the Minister is responding. I have given you more than one-and-a-half hour to speak on this issue. What more do you want? ...*(Interruptions)*.... The Minister is answering. Please sit down. ... *(Interruptions)*....

श्री सिकन्दर बख्त: सदर साहिबा, एक मिन्ट मुझे दें आपको एंयोर करना चाहिए, कनवे करने से क्या होता है। ...(व्यवधान)... कनवे का क्या मतलब है ...(व्यवधान) आप जिम्मेदारी के साथ कहिए कि हम इंश्योर करेंगे कि उनको प्रोपर सिक्योरिटी मिलेगी। यह कनवे करना क्या है? जिम्मेदारना बात करें। यह क्या बात हुई। ...(व्यवधान).



उपसभापति: सिकन्दर साहब, वह होम मिनिस्टर नहीं है।

SHRI SRIKANTA JENA: I would just like to inform the hon. Leader of the Opposition that the Home Minister has already taken a decision so far as security to Miss Jayalalitha is concerned. As for the leader of the AIADMK, he has said that this decision has not been implemented. That is his allegation. Madam, I will certainly convey it to the Home Minister. That is all. ...*(Interruptions)*....

THE DEPUTY CHAIRMAN: You are the Minister of parliamentary Affairs. It is your duty to convey to the Government what happens in Parliament. The word 'coveny' is all right as far as you are concerned. You have given an assurance very sincerely that you would do it. It is a serious matter. That is why the Members are very concerned about her safety and security because proper protection is not being given to her. You convey it; it is all right. But ensure that it is not mere 'conveying'. Some action should be taken. The Home Minister should see to it that the State Government complies with it. Now, that matter is over.

RE-ALLEGED NEGLECT OF HINDI AT THE FUNCTION TO COMMEMORATE THE 50TH ANNIVERSARY OF THE FIRST SITTING OF THE CONSTITUENT ASSEMBLY

डा॰ वाई॰ लक्ष्मी प्रसाद (आन्ध्र प्रदेश): धन्यवाद उपसभापति महोदया, आज सुबह संविधान सभा की पचासवीं वर्षगांठ का समारोह बड़ी धूमधाम से बनाया गया। लेकिन दुर्भाग्य की बात यह है कि सारा कार्यक्रम, सभी भाषण केवल अंग्रेजों में किए गए हैं। गांधी जी ने कहा था कि हम अंग्रेजी की गुलामी से मुक्त हुए हैं लेकिन अंग्रेजी की गुलामी से मुक्त नहीं हुए है। पिछले हफ्ते इसी सदन में महात्मा गांधी अंतर्राष्ट्रीय हिन्दी विश्वविद्यालय के प्रस्ताव को एक दक्षिण भारतीय मंत्री श्री सोम्मई ने रखा है और दक्षिण भारत के हनुमन्तप्पा जी, नारायणसामी जी तथा हम उसका समर्थन करते आए हैं। लेकिन दुर्भाग्य की बात यह है कि आज सारे कार्यक्रम, सारे भाषण अंग्रेजी में हुए। राष्ट्रध्वज को, राष्ट्रपताका को हम सम्मान देते हैं, राष्ट्रगीत को हम सम्मान देते हैं